



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 10

1200 Sixth Avenue, Suite 900
Seattle, WA 98101-3140

OFFICE OF
COMPLIANCE AND ENFORCEMENT

Reply To: OCE

JUN 23 2011

Certified Mail Number 7010 2780 0000 2178 9914
Return Receipt Requested

James Cagle, Risk Manager - EHS
Nu-West Industries, Inc.
Agrium Conda Phosphate Operations
3010 Conda Road
Soda Springs, Idaho 83276

Re: Request for Additional Time to Submit a Revised Offsite Soil Sampling and Analysis Work Plan Addendum; Administrative Order on Consent for Nu-West Industries, Inc. Idaho Facility, Docket No. RCRA-10-2009-0186

Dear Mr. Cagle:

Per your request dated June 13, 2011 and in accordance with Paragraph No. 129 of the Administrative Order on Consent, forty-five (45) days is hereby added to the due date for Nu-West Industries Inc. ("Nu-West") to submit a revised Offsite Soil Sampling and Analysis Work Plan Addendum and to address EPA comments provided by letter dated May 18, 2011. According to our records, EPA's letter was received on May 20, 2011. The new due date for Nu-West to submit a revised Offsite Soil Sampling and Analysis Work Plan Addendum shall be August 5, 2011.

As I indicated during our conference call on June 9, 2011, my expectation is that we will participate in at least one conference call prior to the due date of the revised Offsite Soil Sampling and Analysis Work Plan Addendum so that Nu-West and its contractor(s) will have the opportunity to discuss EPA's comments and clarify any details. EPA wants to avoid any technical misunderstandings and ensure that all necessary information and detail is provided in the revised Offsite Soil Sampling and Analysis Work Plan Addendum. I have checked with my colleagues in the Seattle office, and the week of July 18-22 is conducive for such a call. Could you check with your team and propose some times that will work to facilitate such a conference call? A response by email is sufficient.

FILE COPY

If you have any questions, please do not hesitate to call. Questions from legal counsel should be addressed to Andrew Boyd. Thank you.

Sincerely,

A handwritten signature in black ink, appearing to read "Peter Magolske", written in a cursive style.

Peter Magolske

cc: P. Scott Burton, Esq.
Hunton and Williams LLP

Brian Monson
Idaho Department of Environmental Quality